

REMARKS

Withdrawal of Claims:

The Examiner has indicated that newly submitted claims 23-30 are directed to an invention that is independent or distinct from the invention originally claimed because claims 23-30 are directed to a vehicle routing system, which falls into class 701/200.

The Examiner has also indicated that newly submitted claims 31-39 are directed to an invention that is independent or distinct from the invention originally claimed because claims 31-39 are directed to a vehicle climate control, which falls into class 701, subclass 36.

The Examiner has indicated further that newly submitted claims 40-46 are directed to an invention that is independent or distinct from the invention originally claimed because claims 40-46 are directed to a vision enhancement system, which falls into class 701, subclass 45.

The Examiner has withdrawn claims 23-46 from consideration as being drawn to a non-elected invention.

Amendments to the Claims:

Claim 17 has been amended as shown above in the detailed listing of claims. Support for the amendment to claim 17 is found in the specification at least at page 10, line 14 through page 16, line 17. No new matter has been added.

Furthermore, the Applicant respectfully contends that the amendments to the claims, as indicated herein, place the claims in condition for allowance, and moreover, require only a cursory review by the Examiner. Accordingly, the Applicant respectfully requests that the amendments as indicated herein be entered in accordance with the provisions set forth in MPEP 714.12 and 714.13.

Rejection of Claims Under 35 U.S.C. 102:

Claims 17-22 have been rejected under 35 U.S.C. 102(e) as being anticipated by U.S. Patent 6,420,975 B1 to DeLine et al.

As the Applicant noted previously, the accepted standard for an anticipation rejection provides that "[t]he identical invention must be shown in as complete detail as is contained in the ... claim." (MPEP 2131.) In other words, "[a] claim is

1 anticipated only if each and every element as set forth in the claim is found, either
2 expressly or inherently described, in a single prior art reference.” (Id.)

3 The Applicant contends that none of claims 17-22 are anticipated by DeLine
4 because all of those claims contain at least one element and/or limitation that is not
5 found, either expressly or inherently described, in DeLine.

6 **What DeLine Discloses:** DeLine discloses a digital sound processor provided to
7 enhance the vocal to non-vocal noise ratio of the signal processed by a vehicle
8 audio system such as a cellular telephone, emergency communication device, or
9 other audio device. Optionally, an indicator is provided for use with the vehicular
10 audio system in order to provide a user of the audio system with a status signal
11 relating to a reception quality of a vocal signal from the user. (DeLine, abstract.)

12 **Claim 17** includes at least the following limitations:

13 *inputting data into the information system; and*
14 *transmitting a message from the information system to a given vehicle*
15 *destination, wherein the message is:*
16 *indicative of progress of the vehicle; and,*
17 *based on the data.*

18 The Examiner contends that DeLine discloses providing a digital sound
19 processing system, and transmitting a visual message from the sound processing
20 system to the cabin of the vehicle. The Examiner appears to contend that the cabin
21 of a vehicle is equivalent to the Applicant’s claim term, “destination.”

22 As indicated above in the detailed listing of claims, the Applicant has
23 amended claim 17 so that the term “destination” is now “vehicle destination.” The
24 Applicant contends that the plain meaning of the claim term, “vehicle destination” is
25 clear, and that the meaning is especially clear in view of a reading of the
specification. That is, the word, “destination” is defined as “the place toward which
someone or something is going or sent.” (Webster’s New World Dictionary of the
American Language, Second College Edition, 1986.) Thus, the claim term, “vehicle
destination” means “the place toward which the vehicle is going or sent.”

1 Accordingly, the Applicant contends that "transmitting a visual message from
2 the sound processing system to the cabin," as disclosed by DeLine, is not equivalent
3 to "transmitting a message from the information system to a given vehicle
4 destination," as is required by claim 17. That is, the cabin of a vehicle cannot be a
5 vehicle destination because the cabin of a vehicle cannot be a place toward which
6 the vehicle is going or sent.

7 Additionally, the Examiner contends that DeLine discloses "wherein the
8 message is indicative of the progress of the vehicle" at column 1, lines 20-27, and at
9 column 2, line 47 through column 3, line 12. However, the Applicant has diligently
10 searched DeLine in its entirety (including the specific locations cited by the
11 Examiner), and finds nothing remotely equivalent to "wherein the message is
12 indicative of the progress of the vehicle" as is required by claim 17. For example,
13 DeLine, at column 1, lines 20-27, which is specifically cited by the Examiner, merely
14 discloses the following:

15 *"The present invention relates generally to an interior rearview*
16 *mirror sound processing system and, more particularly, to an interior*
17 *rearview mirror sound processing system including a microphone for use*
18 *in receiving an audio signal within a vehicle and a digital sound*
19 *processing system for providing a vocal signature signal indicative of*
20 *speech detected by the vehicle microphone with an enhanced vocal*
21 *content and a reduced ambient noise content."*

22 The Applicant contends that this passage from DeLine discloses nothing
23 remotely related to the limitation "wherein the message is indicative of the progress
24 of the vehicle", which is required by claim 17. The other cited passage(s) of DeLine,
25 as well as the remainder of DeLine not specifically cited by the Examiner, are
similarly unrelated to "wherein the message is indicative of the progress of the
vehicle" which is required by claim 17.

Therefore, the Applicant contends that DeLine does not anticipate claim 17
because each and every element as set forth in the claim is found, either expressly
or inherently described, in DeLine as is required for a finding of anticipation.

Accordingly, the Applicant respectfully requests that the rejection of claim 17
be withdrawn and that claim 17 be allowed.

1 **Claims 18-22** depend from claim 17, and thus claims 18-22 contain all of the
2 limitations of claim 17. The Applicant contends that claims 18-22 are therefore not
3 anticipated by DeLine for at least the reasons that claim 17 is not anticipated by
4 DeLine as set forth above.

5 Accordingly, the Applicant respectfully requests that the respective rejections
6 of claims 18-22 be withdrawn and that each of claims 18-22 be allowed.

7 Request for Withdrawal of Final Rejection:

8 The Applicant respectfully requests that the Examiner withdraw the final
9 rejection of the claims based on the grounds that the arguments presented
10 hereinabove constitute new facts or reasons why the previously rejected claims are
11 in fact allowable or patentable, as provided for by MPEP 706.07(f).

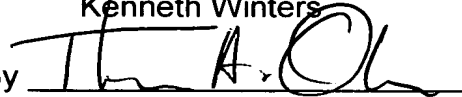
12 **SUMMARY**

13 The Applicant believes that this response constitutes a full and complete reply
14 to the Office action mailed 09/01/2005, and the Applicant furthermore requests timely
15 allowance of claims 17-22. The below-signed attorney respectfully requests that, in
16 the event that the next Office action is anything other than a Notice of Allowance for
17 claims 17-22, the Examiner call him before issuing the action.

18
19 Date: October 24, 2005

Respectfully submitted,
Kenneth Winters

By



Thomas A. Olson
Attorney and agent for Applicant
Reg. No. 44,271
Phone: (509) 327-4748